

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

TTAB

Acorn Alegria Winery,
dba Acorn Winery

Opposer,

v.

Sweely Holdings, LLC

Applicant.

Opposition No. 91/168,790
Appln. Serial No. 78/497,107,
78/497,110, 78/497,114

NOTICE OF TAKING TESTIMONY DEPOSITION OF SWEELY HOLDINGS, LLC

To: Gregory N. Owen
Owen, Wickersham & Erickson, P.C.
455 Market Street, Suite 1910
San Francisco, CA 94105

Please take notice that on February 2, 2007, beginning at 10:00 a.m., Applicant will take the testimony deposition of Sweely Holdings, LLC through Jess Sweely pursuant to Federal Rules of Civil Procedure. Applicant will take the deposition at the offices of Sweely Holdings, LLC, 179 Acorn Hill Drive, Madison, Virginia 22727.

The testimony deposition will be conducted before an officer authorized to administer oaths and will be recorded by stenography.

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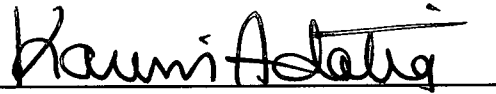
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01-25-2007

You are invited to attend and cross-examine.

Respectfully submitted,

SWEELY HOLDINGS, LLC

By: 

Jonathan F. Ariano

Jason J. Romero

Karim Adatia

Attorneys for Sweely Holdings, LLC

Osborn Maledon, P.A.

2929 N. Central Avenue, Suite 2100

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(602) 640-9000

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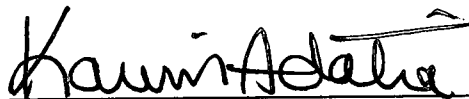
e-mail: trademarks@omlaw.com

Date: January 23, 2007

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Notice of Taking Testimony Deposition of Sweely Holdings, LLC was served on counsel for Opposer, this 23rd day of January, 2007, by sending same via First Class Mail, postage prepaid, to:

Gregory N. Owen
Owen, Wickersham & Erickson, P.C.
455 Market Street, 19th Floor
San Francisco, CA 94105



By: Karim Adatia

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MOTION FOR EXTENSION OF TRIAL PERIODS WITH CONSENT

The close of Defendant's Trial Period is currently set to close on January 23, 2007.

Sweely Holdings, LLC requests that such date be extended for 14 days or until February 6, 2007,
and that all subsequent dates be reset accordingly.

Discovery Period to Close	Closed
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Thirty-day testimony period for party in position of plaintiff to close:	Closed
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Thirty-day testimony period for party in position of defendant to close:	2/6/07
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Fifteen-day rebuttal testimony period to close:	3/23/07
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The parties are unable to complete testimony during the assigned period.

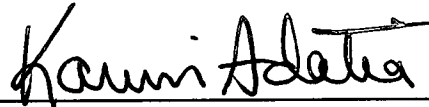
Sweely Holdings, LLC has secured the express consent of all other parties to this
proceeding for the extension requested herein.

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Respectfully submitted,

SWEELY HOLDINGS, LLC

By: 

Jonathan F. Ariano
Jason J. Romero
Karim Adatia

Attorneys for Sweely Holdings, LLC

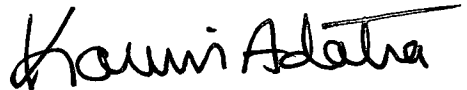
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fax (602) 640-9050
e-mail: trademarks@omlaw.com

Date: January 23, 2007

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Motion for Extension of Trial Periods with Consent was served on counsel for Opposer, this 23rd day of January, 2007, by sending same via First Class Mail, postage prepaid, to:

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By: Karim Adatia